

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL

December 5, 2017

The minutes of the proceedings of a regular meeting of the City Council of the City of Coos Bay, Coos County, Oregon, held at 7:00 pm in the Council Chambers at City Hall, 500 Central Avenue, Coos Bay, Oregon.

Those Attending

Those present were Mayor Joe Benetti and Councilors Lucinda DiNovo, Drew Farmer, Jennifer Groth, Stephanie Kilmer, Stephanie Kramer, and Phil Marler. City staff present were City Manager Rodger Craddock, City Attorney Nate McClintock, Finance Director Susanne Baker, Deputy Finance Director Amy Kinnaman, Public Works and Community Development Director Jim Hossley, Fire Chief Mark Anderson, and Police Chief Gary McCullough.

Flag Salute

Mayor Benetti opened the meeting and led the Council and assembly in the salute to the flag.

Public Comments

No comments were given.

Consent Calendar

Mayor Benetti reviewed the consent calendar which consisted of:

- 3a: Approval of the minutes of November 21, 2017
- 3b: Approval of a settlement of FDS Marine v. Coos Bay
- 3c: Acceptance of Bulletproof Vest Partnership grant funds
- 3d: Acceptance of a DUII High Visibility Enforcement grant

Councilor Groth moved to approve consent calendar as requested. Councilor DiNovo seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Kilmer, Kramer, Marler.

Report by Marshfield High School Key Club Members

Marshfield High School (MHS) Key Club representative Sarah Johnson summarized

upcoming Key Club activities, shared ongoing fundraising activities and achievements by various MHS clubs and athletic teams.

Presentation on the City Audit for the Fiscal Year Ending 2017

Finance Director Susanne Baker stated due to unforeseen circumstances Senior Auditor Tara Kamp of Pauly, Rogers and Co. was unable to attend the meeting. Ms. Baker noted Pauly, Rogers and Co. issued an unmodified opinion on the City of Coos Bay's fiscal year end (FYE) 2017 financial statements with no exceptions or issues requiring comment for the State minimum standards nor was there a management letter issued. An unmodified opinion meant the City of Coos Bay received a "clean" opinion with no reservations. It was the independent auditor's judgment that the financial records and statements were fairly and appropriately presented, and in accordance with GAAP. An unmodified opinion was the most common type of auditor's report and the desired result.

Councilor Groth moved to accept the fiscal year end 2017 City audit. Councilor Kilmer seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Kilmer, Kramer, Marler.

Award Miscellaneous Transportation Engineering Services Contract

Public Works and Community Development Director Jim Hossely stated the City advertised to accept Statement of Qualifications (SOQs) from qualified individuals and firms to provide miscellaneous transportation engineering services on an as-needed basis. There were two rounds of advertisements which occurred on September 21, and October 26, 2017. The advertisement closed on November 13, 2017. SOQ's were received from Century West and Southern Oregon Transportation. Staff recommended the City accept both SOQs to be utilized on an as-needed basis. A scope of work and fee would be prepared for individual projects as they arose.

Councilor Kilmer moved to award as needed miscellaneous transportation engineering services contracts to Century West and Southern Oregon Transportation. Councilor Marler seconded the motion which carried. Ayes: Benetti, DiNovo, Farmer, Groth, Kilmer, Kramer, Marler.

Proposed Vacation of Hemlock Avenue

Public Works and Community Development Director Jim Hossley stated property owner, Gregory Drobot, owned the property on both sides of the platted Hemlock Avenue right-of-way between US Highway 101 and the Bay. Mr. Drobot submitted an application to vacate the Hemlock Avenue right-of-way so the area could be used in conjunction with future development. The Planning Commission conducted the initial public hearing on October 10, 2017 and moved to recommend the City Council approve the request, subject to the following Conditions:

1. Prior to vacation of the proposed right-of-way, the Board of Commissioners for the International Port of Coos Bay (Port) must approve the vacation.
2. A perpetual, non-exclusive easement to construct, install, maintain, repair and replace existing utilities and all necessary appurtenances thereto on, under, over and across the

vacated portion of Hemlock Avenue right-of-way.

3. Public access be provided to the waterfront as part of any future development to the satisfaction of the Planning Commission through the site plan review process.

At the November 7, 2017 City Council hearing, the City Council continued the hearing to December 5, 2017, to allow the Port time to consider the request. The Port reviewed the request at their November 20, 2017 meeting and consented to the vacation. Also, the property owner had since verified the existing power pole was on private property and not in the platted Hemlock Avenue right of way, eliminating the need for an easement; Therefore, condition #3 was all that remained. The Planning Commission determined that maintaining public access to the waterfront was a vital part of the successful development of the Front Street area (including the 'CONNECT the Boardwalks!' project) and no matter what was developed in the area, public access to the water must be a part of the development.

Mayor Benetti asked if anyone from the public wished to speak on the proposed ordinance. No comments were made. Councilor Farmer moved to enact the proposed ordinance approving the vacation of the portion of Hemlock Avenue between US Highway 101 and the Bay, found in section 26BB, Township 25 South, Range 13 West of the Willamette Meridian, Coos County, Oregon, subject to the condition that public access be provided to the waterfront as part of any future development to the satisfaction of the Planning Commission through the site plan review process . Councilor Kilmer seconded the motion. Deputy Finance Director Amy Kinnaman read the ordinance by title only and Ordinance 492 was enacted by the following vote:

Aye: Benetti, DiNovo, Farmer, Groth, Kilmer, Kramer, Marler.

Nay: None.

Absent: None.

City Manager's Report

City Manager Rodger Craddock expressed his thanks to Police Chief Gary McCullough and Codes Enforcement Officer Nik Rapelje for their assistance in helping to resolve matters relating to the nuisance property on Flanagan. Mr. Craddock also announced there were a number open committee positions.

Council Comments

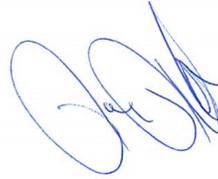
Councilor Kramer: expressed her thanks to Public Works staff for fixing pot holes. Councilor DiNovo: thanked the Fire Chief and his team for their coordination during the Tree Lighting ceremony. Councilor Marler: inquired if the Golden Avenue project was on schedule. Public Works and Community Development Director Jim Hossley affirmed the project was on schedule. Councilor Kilmer: expressed the thanks to the public for their patience as it related to the Golden Avenue project and on behalf of K-Dock radio thanked the community for their efforts during the 2017 Bus Jam Food Drive and Toy collection event. Mayor Benetti: also expressed thanks for the recent efforts to fill pot holes throughout the City and thanked the Fire Department for their efforts during the recent Tree Lighting events.

Executive Session

The executive session scheduled pursuant to Oregon Revised Statute (ORS) 192.660 (2) (d) for the purpose of discussing labor negotiations and (2) (e) for the purpose of discussion real property transactions was cancelled.

Adjourn

There being no further business to come before the Council, Mayor Benetti adjourned the meeting. The next regular Council meeting was scheduled for December 19, 2017 in the Council Chambers at City Hall.



Joe Benetti, Mayor



Attest:

Susanne Baker, City Recorder